

William T. Um (SBN 166536)
WUM@Hunton.com
HUNTON & WILLIAMS LLP
550 South Hope Street, Suite 2000
Los Angeles, California 90071-2627
Telephone: (213) 532-2000
Facsimile: (213) 532-2020

Attorneys for Petitioner
YAHOO! INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

YAHOO! INC.,

Petitioner,

V.

AMERICAN INTERNATIONAL
SPECIALTY LINES INSURANCE
COMPANY, ILLINOIS UNION
INSURANCE COMPANY,
COLUMBIA CASUALTY COMPANY,
and NATIONAL UNION FIRE
INSURANCE COMPANY OF
PITTSBURGH, PA.,

Respondents.

Case No.: CV 13-05846 PSG

[Assigned to Hon. Paul S. Grewal]

STIPULATION OF DISMISSAL AND [PROPOSED] ORDER

Petition Filed: December 18, 2013

1 WHEREAS, Yahoo! Inc. (“Yahoo”), American International Specialty Lines Insurance
2 Company (“AISLIC”), Illinois Union Insurance Company (“ACE”), Columbia Casualty Company
3 (“CNA”), and National Union Fire Insurance Company (“NUFIC”) (collectively the “Parties”)
4 engaged in an arbitration before JAMS;

5 WHEREAS, the panel in the arbitration (the “Panel”) issued its Final Award on or about
6 December 13, 2013;

7 WHEREAS, Yahoo instituted the above-captioned action to confirm the Final Award on or
8 about December 17, 2013, and shortly thereafter, ACE and CNA joined Yahoo’s petition to confirm
9 the Final Award;

10 WHEREAS, AISLIC and NUFIC (the “AIG Insurers”) instituted an action in the Supreme
11 Court of the State of New York, County of New York, Index. No. 650305/12 (the “New York
12 Action”), against Yahoo, ACE and CNA, initially to vacate, in part, an Interim Award issued by the
13 Panel on or about November 4, 2011; the New York Action had been stayed until the issuance of a
14 final arbitration award; and the AIG Insurers moved on or about January 22, 2014 in the New York
15 Action to vacate, in part, the Final Award;

16 WHEREAS, on March 31, 2014, this Court issued an Order staying this action until the
17 complete resolution of the New York Action; and

18 WHEREAS, the Parties have reached an agreement regarding the claims raised in the Final
19 Award and have agreed to dismiss in its entirety, with prejudice, the New York Action as well as the
20 above-captioned action;

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1 THEREFORE, IT IS HEREBY STIPULATED by and between the undersigned attorneys of
2 record for the parties to the above-entitled action, that the above-captioned action should be
3 dismissed in its entirety, with prejudice, pursuant to FRCP 41(a)(1)(A)(ii). The Parties further
4 stipulate that the Parties shall bear their own attorneys' fees, expenses, and costs.
5

6 IT IS SO STIPULATED.
7

8 Dated: July 10, 2014

9 BAUTE CROCHETIERE
10 & GILFORD LLP

HUNTON & WILLIAMS LLP

11 By: /s/ Michael J. Hartley
12 Michael J. Hartley, Esq.
13 Attorneys for Respondents
14 American International Specialty Lines
15 Insurance Company and National Union
16 Fire Company of Pittsburgh, Pa.
777 South Figueroa Street, Suite 4900
Los Angeles, CA 90017
(213) 630-5000

By: /s/ William T. Um
William T. Um, Esq.
Attorneys for Petitioner
Yahoo! Inc.
550 S. Hope Street, 20th Floor
Los Angeles, CA 90071
(213) 532-2175

17 LONDON FISCHER LLP
18

19 ROPERS, MAJESKI, KOHN &
BENTLEY PC

20 By: /s/ Darren Le Montree
21 Darren Le Montree, Esq.
22 Attorneys for Respondent
23 Illinois Union Insurance Company
21550 Oxnard St Ste 300
Woodland Hills, CA 91367
(818) 224-6068

24 By: /s/ Dean A. Pappas
25 Dean A. Pappas, Esq.
26 Attorneys for Respondent
27 Columbia Casualty Insurance Company
28 1001 Marshall Street, Suite 500
Redwood City, CA 94063
(650) 364-8200

1 The Court, having considered the Stipulation of the Parties, and good cause appearing
2 therefor, orders as follows:

- 3 1. The action is dismissed in its entirety, with prejudice.
4 2. Each party shall bear their own costs and attorneys' fees.

5 IT IS SO ORDERED.

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9 Dated: July 10, 2014


HON. PAUL S. GREWAL
United States Magistrate Judge

Hunton & Williams LLP
550 South Hope Street, Suite 2000
Los Angeles, California 90071-2627

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CERTIFICATE OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to this action. My business address is 550 South Hope Street, Suite 2000, Los Angeles, California 90071-2627.

On July 10, 2014, I served the foregoing document(s) described as **STIPULATION OF DISMISSAL AND [PROPOSED] ORDER** on the interested parties in this action:

<p>Michael J. Hartley, Esq. Felton T. Newell, Esq. Baute Crochetiere & Gilford LLP 777 S. Figueroa Street, Suite 4900 Los Angeles, CA 90017 Tel: (213) 630-5000 Fax: (213) 683-1225</p> <p>Peter A. Stroili, Esq. D'Amato & Lynch LLP Two World Financial Center New York, NY 10281 Tel: (212) 269-0927 Fax (212) 269-3559</p>	<p>Counsel for Respondents <i>American International Specialty Lines Insurance Company and National Union Fire Company of Pittsburgh PA</i></p>
<p>Dean A. Pappas, Esq. Ropers Majeski Kohn & Bentley 1001 Marshall Street, Suite 500 Redwood City, CA 94063 Tel: (650) 364-8200 Fax: (650) 780-1701</p>	<p>Counsel for Respondent <i>Columbia Casualty Company</i></p>
<p>Darren Le Montree, Esq. London Fischer LLP 21550 Oxnard St Ste 300 Woodland Hills, CA 91367 Tel: (818) 224-6068 Fax: (818) 224-6061</p>	<p>Counsel for Respondent <i>Illinois Union Insurance Company</i></p>
<p>Perry Kreidman, Esq. London Fischer LLP 59 Maiden Lane, 41st Floor New York, NY 10038 Tel: (212) 972-1000 Fax: (212) 972-1030</p>	



1 **BY THE COURT'S CM/ECF SYSTEM:** Pursuant to Local Rule, I electronically filed
2 the document(s) with the Clerk of the Court using the CM/ECF System, which sent
3 notification of that filing to the parties as registered.

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5 I declare that I am employed in the office of a member of the bar of this court at whose
6 direction the service was made.
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Executed on July 10, 2014, California.


Joseph Dirkx